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Attorneys for Defendants

SERGEANT A. NAVARRO;

CORRECTIONAL OFFICER F. JUAREZ;

CORRECTIONAL OFFICER B. GARDNER; AND

APPEALS COORDINATOR C. E. WILBER

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

NICHOLAS BART ELLIS,

Plaintiff,

v.

SERGEANT A. NAVARRO;
CORRECTIONAL OFFICER F. JUAREZ;
CORRECTIONAL OFFICER B. GARDNER;
APPEALS COORDINATOR C. E. WILBER,

Defendants.

Case No.: 4:07-cv-05126-SBA

**ORDER GRANTING DEFENDANTS'
MOTION TO EXTEND THE DEADLINE
TO FILE DISPOSITIVE MOTION**

Action Filed: October 5, 2007

The Motion to Extend the Deadline to File Dispositive Motion by DEFENDANTS ANTHONY NAVARRO, FREDERICK JUAREZ, BRIAN GARDNER, and CHRISTOPHER WILBER and all related pleadings were submitted to this Court. The Court, having read and considered the motion and related papers in this matter, and all other matters presented to the Court, and good cause appearing therefore, hereby GRANTS the motion and makes the following an Order of this Court:

IT IS ORDERED that Defendants shall file a motion for summary judgment or other dispositive motion no later than **sixty (60) days** after the date this Order is entered by the Court. The motion shall be supported by adequate factual documentation and, if applicable, shall conform in all respects to Federal Rule of Civil Procedure 56. If Defendants are of the opinion that this case cannot be resolved by dispositive motion, they shall so inform the Court prior to the date the motion is due. All papers filed

1 with the Court shall be promptly served on Plaintiff.

2 IT IS FURTHER ORDERED that Plaintiff's opposition to the dispositive motion shall be filed
3 with the Court and served on Defendants no later than **thirty (30) days** after the date on which
4 Defendants' motion is filed.

5 IT IS FURTHER ORDERED that Defendants' reply brief shall be filed no later than **fifteen (15)**
6 **days** after the date Plaintiff's opposition is filed.

7 IT IS FURTHER ORDERED that the motion shall be deemed submitted as of the date the reply
8 brief is due. No hearing will be held on the motion unless the Court so orders at a later date.

9 IT IS SO ORDERED.

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11 DATED: 1/20/10

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13 SAUNDRA BROWN ARMSTRONG
14 United States District Judge
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1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 NICHOLAS BART ELLIS,
5
6 Plaintiff,

7 v.

8 SERGEANT A. NAVARRO et al,
9 Defendant.
10 _____/

Case Number: CV07-05126 SBA

CERTIFICATE OF SERVICE

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
12 Court, Northern District of California.

13 That on January 21, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said
14 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
15 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located
16 in the Clerk's office.

17
18 Nicholas Bart Ellis K-16024
19 Pelcian Bay State Prison
20 P.O. Box 7500
Crescent City, CA 95532

21 Dated: January 21, 2010

Richard W. Wieking, Clerk

LISA R CLARK, Deputy Clerk

By: